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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, )  
09 Plaintiff, ) CASE NO. MJ 11-614  
10 v. )  
11 JOHNATHAN CASEY PHAIR, ) DETENTION ORDER  
12 Defendant. )  
13 \_\_\_\_\_ )

14 Offense charged: Murder in the First Degree

15 Date of Detention Hearing: January 9, 2012.

16 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
17 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
18 that no condition or combination of conditions which defendant can meet will reasonably  
19 assure the appearance of defendant as required and the safety of other persons and the  
20 community.

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 1. Defendant is charged with unlawfully killing or aiding and abetting the unlawful

01 killing of an individual on tribal trust lands on the Lummi Indian Reservation in the course of  
02 commission of a robbery.

03         2.       Defendant was not interviewed by Pretrial Services. He does not contest entry  
04 of an order of detention.

05         3.       Defendant poses a risk of nonappearance due to lack of verified background  
06 information. He poses a risk of danger due to criminal history and the nature and  
07 circumstances of the instant offense.

08         4.       There does not appear to be any condition or combination of conditions that will  
09 reasonably assure the defendant's appearance at future Court hearings while addressing the  
10 danger to other persons or the community.

11 It is therefore ORDERED:

12         1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
13 General for confinement in a correction facility separate, to the extent practicable, from  
14 persons awaiting or serving sentences or being held in custody pending appeal;

15         2. Defendant shall be afforded reasonable opportunity for private consultation with  
16 counsel;

17         3. On order of the United States or on request of an attorney for the Government, the  
18 person in charge of the corrections facility in which defendant is confined shall deliver  
19 the defendant to a United States Marshal for the purpose of an appearance in connection  
20 with a court proceeding; and

21         4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
22 for the defendant, to the United States Marshal, and to the United State Pretrial Services

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Officer.

DATED this 9th day of January, 2012.

A handwritten signature in black ink, appearing to read 'Mary Alice Theiler', written over a horizontal line.

Mary Alice Theiler  
United States Magistrate Judge